

APPENDIX.

STANDING COMMITTEE REPORTS.

The following standing committees, have today filed favorable reports on bills as follows:

Judiciary: House bills Nos. 583, 581, 521; Senate bill No. 230.

Judicial Districts: House bills Nos. 582, 580; Senate bill No. 347.

REPORT OF THE COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, February 19, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 140, "An Act providing for bail in habeas corpus cases where the defendant is remanded to custody of an officer and the case is appealed, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

MORSE, Chairman.

TWENTY-EIGHTH DAY.

(Wednesday, February 23, 1927.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Bobbitt.

The roll was called, and the following members were present:

Acker.	Dielmann.
Albritton.	Duvall.
Alexander.	Enderby.
Anderson.	Eickenroht.
Avis.	Farrar.
Barnett.	Faulk.
Barron.	Finlay.
Bass.	Fly.
Bateman.	Forbes.
Beck.	Fuchs.
Bird.	Gates.
Black.	Gibson.
Boggs.	Gilbert.
Bonham.	Graves.
Boon.	Gray.
Branch.	Hagaman.
Brown.	Hall.
Conway.	Harding.
Cornwell.	Harman.
Cox.	Hefley.
Cummings.	High.
Daniel.	Holder.
Davis.	Holland.
DeBerry.	Hornaday.
Denman.	Jacks.

Jones.	Sanders.
Justice.	Satterwhite.
Kayton.	Shaver.
Kennedy.	Shearer.
Kincaid.	Sheats.
King of Hopkins.	Shirley.
King of Throckmorton.	Simmons.
Kirkland.	Sinks.
Land.	Smith of Nueces.
Lipscomb.	Smith of Smith.
Loftin.	Smyth.
Long.	Snelgrove.
Loy.	Stell.
Masterson.	Stevenson.
McCombs.	Storey.
McGill.	Stout.
McKean.	Sutton.
Merritt.	Swain.
Minor.	Taylor.
Montgomery.	Teer.
Morse.	Tillotson.
Moursund.	Turner.
Murphy.	Van Zandt.
Nabors.	Veatch.
Nicholson.	Waddell.
Parrish of Travis.	Walker.
Pavlica.	Wallace
Pearce.	of Freestone.
Poage.	Wallace of Panola.
Pool.	Wallace of Smith.
Pope.	Ware.
Porter.	Wassell.
Powell.	Webb.
Purl.	Wells.
Ramsey.	Whitaker.
Rawlins.	Williams
Renfro	of Sabine.
of Angelina.	Williams
Renfro of Mills.	of Travis.
Rogers of Hays.	Williamson.
Rogers of Shelby.	Woodall.
Rowell.	Woodruff.
Runge.	Young.

Absent.

Kenyon. Kinnear.

Absent—Excused.

Dunlap.	Olsen.
Durham.	Parish of Runnels.
Foster.	Petsch.
Johnson.	Reagan.
Kemble.	Smith of Atascosa.
Kirby.	Smith of El Paso.

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Dunlap for today, on motion of Mr. Jacks.

Mr. Smith of El Paso for today, on motion of Mr. Long.

Mr. Olsen for today, on motion of Mr. Albritton.

Mr. Foster and Mr. Kemble for today, on motion of Mr. Morse.

Mr. Reagan for today, on motion of Mr. Stout.

Mr. Durham for today, on motion of Mr. Farrar.

Mr. Johnson for today, on motion of Mr. Daniel.

Mr. Parish of Runnels for today, on motion of Mr. Rogers of Shelby.

Mr. Petsch for today, on motion of Mr. Runge.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Boon:

H. B. No. 588, A bill to be entitled "An Act making it illegal to take or trap fur-bearing animals in Cass county, and providing a penalty, and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Smyth:

H. B. No. 589, A bill to be entitled "An Act to amend Article 7005, Chapter 7, Title 121, of the Revised Civil Statutes of 1925, so to place Briscoe county under the provisions of said Chapter 7, Title 121."

Referred to Committee on Stock and Stock Raising.

By Mr. McCombs, Mr. Jacks, Mr. Holder, Mr. Davis and Mr. Rawlins:

H. B. No. 590, A bill to be entitled "An Act amending Title 63 of the Revised Statutes of 1925, by adding thereto a new paragraph to be known as Article 3972a, exempting from the provisions of said Title 63 schools and other public buildings of fireproof construction as defined in this act, provided said buildings are not more than four stories in height and have stairways at least forty-four inches in width so arranged that no floor area over six thousand square feet on any floor is without such a stairway, and defining a building of fireproof construction within the meaning of this act, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Durham:

H. B. No. 591, A bill to be entitled "An Act creating a junior college at Uvalde, in Uvalde county, Texas; providing for its organization and maintenance, making an appropriation for its support during the first biennium, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. McCombs:

H. B. No. 592, A bill to be entitled "An Act to provide for the better enforcement of the laws of the State of Texas by providing that when an offense charged is in violation of both the State and Federal law and the minimum punishment fixed by the Federal law is less than the minimum punishment fixed by the State law, all peace officers of this State and their deputies are required to file their charges in the State courts, and fixing a punishment for the non-observance of said act, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

HOUSE JOINT RESOLUTION ON FIRST READING.

The following House joint resolution, introduced today, was laid before the House, read first time, and referred to the Committee on Constitutional Amendments:

By Mr. Powell, Mr. Justice, Mr. Hall, Mr. Storey, Mr. Cummings and Mr. Barron:

H. J. R. No. 27, Proposing an amendment to Section 10, Article 8, of the Constitution of Texas, placing limitations on the power of the Legislature to remit taxes.

OATH OF OFFICE ADMINISTERED.

Mr. Teer moved that Hon. Mike Hogg, who was elected to fill the vacancy caused by the death of Hon. Norman G. Kittrell, be escorted to the Speaker's stand to have the constitutional oath of office administered to him.

The motion prevailed.

In accordance with the above action, the Speaker announced the appointment of the following committee to escort Hon. Mike Hogg to the Speaker's stand:

Messrs. Acker, chairman; Teer, McGill, Barron, Rawlins and Williamson.

The committee having performed their duty, Speaker Bobbitt administered the constitutional oath of office to him.

Speaker Bobbitt presented Judge Acker, who introduced Hon. Mike Hogg.

Hon. Mike Hogg then addressed the House.

RELATING TO STORE AT INSANE ASYLUM.

Mr. Hornaday offered the following resolution:

Whereas, There are rumors afloat as to the existence of a store within the State Insane Asylum grounds of Austin, operated by an inmate supposedly, in which store so numerous are the articles sold, including some dry goods, as to approach the magnitude of a general merchandise store; and

Whereas, The rule for attendants working in and around said asylum is that no attendant, at certain hours, may leave the grounds, even to the extent of crossing the street to other nearby stores, compelling such attendants to make their purchases at said private store within the grounds; and

Whereas, It is believed to be bad policy for the State to permit private business to spring up and grow in this manner, that is to say, for the State to board, feed, and room an inmate, and then furnish him a free store building for a private business enterprise; therefore, be it

Resolved, That this House, through its Speaker, particularly instruct and direct its Committee on State Eleemosynary Institutions to investigate this said private store, and ascertain if possible whether such is being operated to the best interests of the State; whether it is operated for the benefit of the State Insane Asylum, or whether it is operated for private interests, and to report back to this House its findings and recommendations during this session.

Signed—Hornaday, Daniel, Merritt, Stout.

The resolution was read second time.

On motion of Mr. Barnett, the resolution was tabled.

RELATING TO OPERATING THEATERS ON SUNDAY.

Mr. Shirley offered the following resolution:

Whereas, The office of Governor of the State of Texas is now occupied by a Christian who believes in reverence for God and law and home; and

Whereas, There is imposed upon the Governor of the State of Texas by the Constitution the duty to see that all

laws of the State of Texas are respected and obeyed; and

Whereas, There is flagrant and open and defiant violation of the Sunday laws against the operation of moving pictures and theaters in Texas, especially in the larger cities of San Antonio, Fort Worth, Dallas, El Paso, Houston, and others, and the local authorities seem to be unable to cope with the situation or to stop the violation of this sacred law; now, therefore be it

-Resolved by the House of Representatives of the State of Texas, That the Governor of this State be requested to demand the observance of this law and to close the moving picture shows and theaters on Sunday and to declare martial law where it is violated, if necessary.

The resolution was read second time.

Mr. Jacks moved that the resolution be referred to the Committee on Criminal Jurisprudence.

On motion of Mr. Williamson, the resolution was tabled.

RELATING TO ENCAMPMENT OF TEXAS NATIONAL GUARD.

The Speaker laid before the House, for consideration at this time,

S. C. R. No. 16, Relating to establishment of Texas National Guard camp.

The resolution having heretofore been read second time, and referred to the Committee on Military Affairs.

Question recurring on the resolution, it was adopted.

RELATING TO SURVEY OF STATE AUDITING SYSTEM.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 17, Providing for survey of State auditing system.

Whereas, The need of the establishment of a modern, uniform and co-ordinated system of accounting, auditing and financial reporting of the State's finances and fiscal affairs is a matter of common knowledge; and

Whereas, The Governor in his message to the joint session of the House and Senate on January 20, 1927, recommended the enactment of laws establishing a modern, uniform system of accounting and auditing of all State departments and State institutions; and

Whereas, It is necessary in order that this Legislature may act intelligently in enacting such laws that a full

knowledge of the facts relating to the systems of accounting now used in all departments of the State government and in all the State institutions be acquired; and

Whereas, This information can only be obtained by an actual survey of the systems of business practice of all the departments and institutions of the State and activities in connection therewith; now, therefore, be it

Resolved by the Senate of Texas, the House of Representatives concurring, That the Governor appoint a committee, to consist of three able and experienced business men who are responsible citizens of Texas, whose duties shall be as follows:

To make a survey of the systems of accounting and auditing used in all State departments and institutions and activities in connection therewith in this State, and all details necessary to make a complete and full report upon all matters and things needed to be done in order to establish a modern, uniform and safe system of accounting, auditing and financial reporting of all State departments, and institutions, and when said committee shall have made said survey as contemplated by this resolution, to make a complete report of its findings to the Governor and the Legislature with its recommendations.

That said committee shall have authority to examine during reasonable business hours any and all books, records, accounts, systems of accounting and devices belonging to or relating to any department, institution or activity of this State; and all State officers, heads of departments, institutions, bureaus and commissions and employes are hereby required to assist said committee when requested so to do in its labor, and furnish such information requested by said committee whenever possible.

Said committee shall have power and authority to employ and compensate a secretary, public accountants and other help as deemed necessary by it in performing the duties imposed upon said committee by the terms of this resolution, and shall keep a record of its investigations and of all funds expended by it and to whom paid, and the amounts thereof.

The said committee as herein provided shall make such recommendations as to legislation as may in its judgment be necessary to establish a modern, uniform system of accounting and auditing

in all State departments and institutions.

The work herein provided for is to be a work of co-ordination and investigation of methods of book and record keeping, and in no case an audit of past transactions, nor to entail the expense incident thereto, but it is intended to develop a more efficient system of conducting the public business and safeguarding the handling of public moneys at a less expense to the State than at present.

The committee herein provided shall meet within ten days of its appointment at a time and place to be specified by the Governor; and shall select one of its members as chairman.

Members of said committee shall receive as compensation such sums as may in the judgment of the Governor be reasonable and customary, not to exceed \$10 per day, with railroad fare, hotel, telegram, telephone and postage expenses incurred in the discharge of their duties, and shall be authorized and empowered to purchase said stationery and other supplies as may be necessary for the discharge of their duties.

All moneys authorized to be expended under this resolution shall be paid out of the appropriation for contingent expenses of the Legislature, provided that the maximum amount which may be so expended shall be five thousand dollars.

Provided further, that all expenditures of such committee shall be paid on sworn accounts of the persons entitled to such pay when approved as provided in the appropriation act for contingent expenses.

The committee herein authorized shall be a committee for the Legislature to gather information and perform duties herein provided for and to the end that the Legislature will be informed as to proper laws to be enacted on said subject.

The resolution was read second time and was adopted.

PROVIDING FOR A CONVENTION TO FRAME A NEW CONSTITUTION.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 18, Providing for a convention to frame a Constitution for the State of Texas.

Be it resolved by the Legislature of the State of Texas:

Section 1. That a convention to frame a new Constitution for the State of

Texas shall assemble at the city of Austin, on the first Monday in September, A. D. 1927, for the purpose of framing a new Constitution.

Sec. 2. The convention herein provided for shall be composed of ninety-three delegates of the people.

Sec. 3. Such delegates shall be chosen and elected by the qualified electors of the State of Texas as follows:

The qualified electors of each senatorial district shall choose and elect three delegates. Such delegates shall not be deemed public officers, and members of the Legislature shall not be disqualified by reason of such membership to become delegates to said convention.

Sec. 4. An election shall be held on the first Monday in August, 1927, for the election of such delegates; such election shall be governed and controlled by the laws now in force in regard to general elections; and at said election each voter, in voting for delegates, shall vote "for convention" or "against convention," and the votes of each county for and against convention shall be certified to the Secretary of State by the county judge of the county; and if upon the count of the votes of the people of the State it be found that a majority have voted a convention, it shall be the duty of the Governor to issue his proclamation convening the delegates elected to said convention in accordance with the provisions of this concurrent resolution; provided, that if it be found that a majority of the voters at said election voted "against convention," the said convention shall not be convened.

Sec. 5. The Governor shall issue his proclamation upon the passage of this resolution, directing the several officers of this State empowered by law to conduct, manage and supervise elections under the laws of Texas, and as now provided by this resolution, to hold said election, and make return of the result of the same. Upon said convention convening it shall proceed to frame a new Constitution for the State of Texas and submit the same to a vote of the qualified electors of this State at a general election to be held throughout the State on a date and at a time to be determined by said constitutional convention, and said proposed Constitution as so framed shall not become the Constitution of this State unless it shall be adopted by a majority vote of the qualified electors of this State voting at said election, and if it should receive such majority vote it shall become the Constitution of the State of Texas.

Sec. 6. That the sum of two hundred

fifty thousand dollars (\$250,000), or so much thereof as may be necessary, be and the same is hereby appropriated out of the State Treasury to pay the mileage of the delegates to and officers of said convention and the contingent expenses of said body, which may be drawn or paid out on sworn acts and warrants issued by the Comptroller as provided by the general laws of this State. Said appropriation shall also be available to pay the expenses of publishing the proclamation of the Governor made necessary by this resolution and any other expense necessary to be incurred by reason of the resolution.

The resolution was read second time.

(Mr. Rawlins in the chair.)

Mr. Harman moved that the resolution be referred to the Committee on Constitutional Amendments.

Mr. Gates moved to table the resolution.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—82.

Albritton.	Lipscomb.
Alexander.	Loftin.
Avis.	Long.
Barnett.	McKean.
Bass.	Merritt.
Bateman.	Morse.
Bird.	Nabors.
Black.	Parrish of Travis.
Boon.	Pavlica.
Branch.	Pearce.
Cornwell.	Pool.
Cummings.	Pope.
DeBerry.	Porter.
Denman.	Renfro.
Dielmann.	of Angelina.
Enderby.	Rogers of Hays.
Eickenroht.	Rogers of Shelby.
Farrar.	Rowell.
Faulk.	Runge.
Finlay.	Shirley.
Forbes.	Simmons.
Fuchs.	Sinks.
Gates.	Smith of Nueces.
Gibson.	Smith of Smith.
Gray.	Snelgrove.
Hagaman.	Stell.
Hall.	Stevenson.
Holland.	Storey.
Jacks.	Stout.
Justice.	Swain.
Kayton.	Taylor.
Kennedy.	Turner.
Kincaid.	Van Zandt.
King of	Veatch.
Throckmorton.	Walker.
Kirkland.	Wallace
Land.	of Freestone.

Wallace of Panola.	Williams
Wallace of Smith.	of Sabine.
Ware.	Williams
Webb.	of Travis.
Wells.	Williamson.
Whitaker.	Woodall.
	Woodruff.

Nays—35.

Acker.	Minor.
Beck.	Montgomery.
Boggs.	Moursund.
Bonham.	Murphy.
Conway.	Poage.
Davis.	Powell.
Duvall.	Ramsey.
Fly.	Rawlins.
Graves.	Renfro of Mills.
Harding.	Sanders.
Harman.	Satterwhite.
Hefley.	Shearer.
Holder.	Sheats.
Hornaday.	Teer.
Jones.	Tillotson.
Masterson.	Waddell.
McCombs.	Young.
McGill.	

Absent.

Anderson.	Kinnear.
Barron.	Loy.
Brown.	Nicholson.
Cox.	Purl.
Daniel.	Shaver.
Gilbert.	Smyth.
High.	Sutton.
Kenyon.	Wassell.
King of Hopkins.	

Absent—Excused.

Dunlap.	Olsen.
Durham.	Parish of Runnels.
Foster.	Petsch.
Johnson.	Reagan.
Kemble.	Smith of Atascosa.
Kirby.	Smith of El Paso.

SENATE BILL NO. 69 ON SECOND READING.

The Speaker laid before the House, as postponed business, on its passage to third reading,

S. B. No. 69, A bill to be entitled "An Act authorizing the Commissioner of Agriculture to establish, maintain and enforce quarantine regulations to protect the agricultural and horticultural interests of this State against infestation by insect pests and plant diseases; to prohibit or restrict the sale and transportation of such plants and plant products as are known to carry insect pests and plant disease; to have full power to deal with dangerous fruit and crop pests and plant diseases in such manner as

may be necessary to carry into effect provisions of this act; to have authority to declare 'pest free' zones; providing for hearings to be held by the chief entomologist of the Department of Agriculture and others that may be designated; providing for due notice for such hearings and reports of the proceedings had; providing for appeal from the decision of the Commissioner of Agriculture; providing for declaration of 'control' or 'eradication' zones by the Commissioner of Agriculture upon recommendation of the commissioners court of any county in this State; making it the duty of the Commissioner of Agriculture to cause an investigation to be made of the existence or non-existence of any pest in an area when called upon by the commissioners court; providing for the commissioners court to hold hearings and to make report to the Commissioner of Agriculture of its conclusions; authorizing the commissioners court to appropriate moneys to carry into effect the provisions of this act; providing for the examination and licensing of persons offering themselves as experts for hire to do tree pruning, spraying, fertilizing, budding, grove supervision, tree surgery or treatment of diseased trees or orchards; providing that this act shall be cumulative of all laws now on the statute books; providing penalties, and declaring an emergency."

The bill having heretofore been read second time, with amendment by Mr. Bass, pending.

Mr. Young raised a point of order on consideration of the bill, on the ground that a bill of the same nature has been killed by the House.

The Speaker overruled the point of order.

Question recurring on the amendment by Mr. Bass, it was adopted.

Mr. Montgomery offered the following amendment to the bill:

Amend Senate bill No. 69, at the end of Section 3, line 16, on page 4, by adding thereto the following: "Provided, however, that the Commissioner of Agriculture shall have no power under this act to enforce a local quarantine in any county or a part thereof in this State until the commissioners court of the county to be quarantined shall have passed an order entered upon the minutes of said court requesting quarantine of such county or a part thereof."

The amendment was adopted.

Mr. High offered the following amendment to the bill:

Amend Senate bill No. 69 by striking

out of Section five (5) on page six (6) of the printed bill the language after the word "commissioner" in line three (3) on page seven (7) down to and including the word "stating" on lines eight (8) and nine (9).

The amendment was adopted.

Mr. High offered the following amendment to the bill:

Amend the caption of Senate bill No. 69 by striking out of the printed bill the following clause contained in lines 30, 31 and 32 on page one (1) and lines one (1) and two (2) of page two (2), the language to be stricken out reads as follows: "Providing for the examination and licensing of persons offering themselves as experts for hire to do tree pruning, spraying, fertilizing, budding, grove supervision, tree surgery or treatment of diseased trees or orchards."

The amendment was adopted.

Question recurring on the passage of the bill to third reading, yeas and nays were demanded.

Senate bill No. 69 was passed to third reading by the following vote:

Yeas—84.

Acker.	Kayton.
Avis.	Kennedy.
Barnett.	King of Hopkins.
Bass.	King of
Beck.	Throckmorton.
Bird.	Kirkland.
Black.	Loftin.
Boggs.	Long.
Boon.	Loy.
Branch.	McCombs.
Brown.	McGill.
Conway.	Minor.
Cornwell.	Montgomery.
Cox.	Morse.
Daniel.	Moursund.
DeBerry.	Murphy.
Denman.	Nabors.
Dielmann.	Nicholson.
Enderby.	Pavlica.
Eickenroht.	Pearce.
Faulk.	Pool.
Finlay.	Pope.
Fly.	Porter.
Forbes.	Ramsey.
Fuchs.	Rogers of Hays.
Gibson.	Rogers of Shelby.
Graves.	Rowell.
Hall.	Runge.
Harding.	Satterwhite.
Harman.	Shearer.
Hefley.	Shirley.
Holland.	Smith of Nueces.
Hornaday.	Smith of Smith.
Jacks.	Snelgrove.
Jones.	Stell.

Steyenson.
Swain.
Taylor.
Teer.
Van Zandt.
Veatch.
Waddell.
Wallace
of Freestone.

Wallace of Panola.
Wallace of Smith.
Ware.
Wassell.
Webb.
Wells.
Williams
of Sabine.
Woodall.

Nays—20.

Albritton.
Alexander.
Cummings.
Gray.
Hagaman.
Justice.
Kincaid.
Land.
Masterson.
McKean.
Powell.

Sanders.
Sheats.
Sinks.
Storey.
Sutton.
Walker.
Williams
of Travis.
Woodruff.
Young.

Present—Not Voting.

Bateman.
Farrar.
High.

Renfro
of Angelina.
Whitaker.

Absent.

Anderson.
Barron.
Bonham.
Davis.
Duvall.
Gates.
Gilbert.
Holder.
Kenyon.
Kinnear.
Lipscomb.
Merritt.

Parrish of Travis.
Poage.
Purl.
Rawlins.
Renfro of Mills.
Shaver.
Simmons.
Smyth.
Stout.
Tillotson.
Turner.
Williamson.

Absent—Excused.

Dunlap.
Durham.
Foster.
Johnson.
Kemble.
Kirby.

Olsen.
Parish of Runnels.
Petsch.
Reagan.
Smith of Atascosa.
Smith of El Paso.

SENATE BILL NO. 69 ON THIRD READING.

Mr. Montgomery moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 69 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—84.

Avis.
Barnett.
Bass.

Beck.
Black.
Boggs.

Bonham.	Pearce.
Boon.	Pool.
Brown.	Pope.
Conway.	Porter.
Cornwell.	Ramsey.
Cox.	Rogers of Hays.
Cummings.	Rogers of Shelby.
Daniel.	Rowell.
DeBerry.	Runge.
Dielmann.	Sanders.
Enderby.	Satterwhite.
Eickenroht.	Shaver.
Faulk.	Shearer.
Fly.	Shirley.
Forbes.	Simmons.
Fuchs.	Smith of Nueces.
Graves.	Smith of Smith.
Gray.	Snelgrove.
Hall.	Stell.
Harding.	Stevenson.
Harman.	Storey.
Hefley.	Sutton.
Holland.	Swain.
Hornaday.	Taylor.
Jacks.	Tillotson.
Jones.	Van Zandt.
Kayton.	Veatch.
King of Hopkins.	Waddell.
Long.	Wallace
Loy.	of Freestone.
Masterson.	Wallace of Panola.
McGill.	Wallace of Smith.
Minor.	Ware.
Montgomery.	Webb.
Morse.	Wells.
Moursund.	Williams
Murphy.	of Sabine.
Nabors.	Williamson.
Nicholson.	Woodall.
Parrish of Travis.	Young.
Pavlica.	

Nays—21.

Acker.	Powell.
Albritton.	Renfro
Bateman.	of Angelina.
Finlay.	Sheats.
Gibson.	Sinks.
Hagaman.	Walker.
High.	Wassell.
Kennedy.	Whitaker.
Kincaid.	Williams
Kirkland.	of Travis.
Land.	Woodruff.
McKean.	

Present—Not Voting.

Farrar.	Justice.
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Absent.

Alexander.	Denman.
Anderson.	Duvall.
Barron.	Gates.
Bird.	Gilbert.
Branch.	Holder.
Davis.	Kenyon.

King of	Purl.
Throckmorton.	Rawlins.
Kinnear.	Renfro of Mills.
Lipscomb.	Smyth.
Loftin.	Stout.
McCombs.	Teer.
Merritt.	Turner.
Poage.	

Absent—Excused.

Dunlap.	Olsen.
Durham.	Parish of Runnels.
Foster.	Petsch.
Johnson.	Reagan.
Kemble.	Smith of Atascosa.
Kirby.	Smith of El Paso.

The Speaker then laid Senate bill No. 69 before the House, on its third reading and final passage.

The bill was read third time.

Mr. Williams of Travis offered the following amendment to the bill:

Amend Senate bill No. 69 by striking out the language, "or who shall offer themselves as experts to do for hire, tree pruning, spraying, dusting, fertilizing, budding, grove supervision, tree surgery, or to treat diseased trees, orchards or plants without first satisfying the Commissioner that he or they are qualified to perform such duties as have been granted a certificate so stating," in lines 13 to 18, page 6.

The amendment was adopted.

(Speaker in the chair.)

Senate bill No. 69 was then finally passed by the following vote:

Yeas—102.

Mr. Speaker.	Fly.
Acker.	Forbes.
Anderson.	Fuchs.
Avis.	Gibson.
Barnett.	Graves.
Bass.	Hall.
Beck.	Harding.
Bird.	Hefley.
Black.	Holder.
Boggs.	Holland.
Boon.	Hornaday.
Branch.	Jacks.
Brown.	Jones.
Conway.	Kennedy.
Cornwell.	King of Hopkins.
Cox.	King of
Cummings.	Throckmorton.
Daniel.	Kirkland.
Davis.	Loy.
DeBerry.	McCombs.
Denman.	McGill.
Dielmann.	Merritt.
Enderby.	Minor.
Eickenroht.	Montgomery.
Faulk.	Morse.

Moursund.	Stevenson.
Murphy.	Storey.
Nabors.	Sutton.
Parrish of Travis.	Swain.
Pavlica.	Taylor.
Pearce.	Teer.
Poage.	Tillotson.
Pool.	Van Zandt.
Pope.	Veatch.
Porter.	Waddell.
Purl.	Walker.
Ramsey.	Wallace
Rawlins.	of Freestone.
Renfro	Wallace of Panola.
of Angelina.	Wallace of Smith.
Rogers of Hays.	Ware.
Rogers of Shelby.	Wassell.
Rowell.	Webb.
Sanders.	Wells.
Satterwhite.	Whitaker.
Shaver.	Williams
Shearer.	of Sabine.
Shirley.	Williams
Simmons.	of Travis.
Smith of Nueces.	Williamson.
Smith of Smith.	Woodall.
Snelgrove.	Young.
Stell.	

Nays—8.

Albritton.	Long.
Finlay.	Powell.
Gray.	Sinks.
Land.	Woodruff.

Present—Not Voting.

Bateman.	Justice.
Farrar.	Kayton.
Hagaman.	Kincaid.
High.	

Absent.

Alexander.	Loftin.
Barron.	Masterson.
Bonham.	McKean.
Duvall.	Nicholson.
Gates.	Renfro of Mills.
Gilbert.	Runge.
Harman.	Sheats.
Kenyon.	Smyth.
Kinnear.	Stout.
Lipscomb.	Turner.

Absent—Excused.

Dunlap.	Olsen.
Durham.	Parish of Runnels.
Foster.	Petsch.
Johnson.	Reagan.
Kemble.	Smith of Atascosa.
Kirby.	Smith of El Paso.

EXTENDING THANKS TO CITIZENS OF LAREDO.

Mr. Barron offered the following resolution:

Whereas, The Fortieth Legislature of Texas, the Governor of Texas, the Hon. Dan Moody, and State officials, have just returned from an enjoyable trip to Laredo, where we shared with the citizens of Laredo the festivities of their regular Washington birthday celebration; and

Whereas, Said trip was one of the best arranged, best executed and most enjoyable ever taken by the Legislature; from the time the train left Austin until its return the invited guests enjoyed the genial hospitality of our splendid host, both at San Antonio and at Laredo; and at Laredo

"The hour was filled with music
And the cares that would have infested the day
Folded their tents like the Arabs
And as silently stole away";

and

Whereas, This happy occasion was primarily caused by the citizens of Laredo desiring to honor their distinguished citizen, Hon. R. L. Bobbitt, Speaker of the House of Representatives; and

Whereas, We feel that some expression of our appreciation should be shown by proper resolution; now, therefore, be it

Resolved by the House of Representatives of the Fortieth Legislature, That we sincerely thank the citizens of Laredo and Hon. R. L. Bobbitt, Speaker of the House, and his good wife, Mrs. R. L. Bobbitt, for extending their warm hands of welcome to us as their guests on this occasion, and we feel that the harmony and good will promoted by this trip will redound to the best interest of our State, and that we shall ever hail February 22, 1927, as a great day in the history of Texas.

Signed—Barron, Brown, * Justice, Swain, Stout.

The resolution was read second time and was adopted.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, February 23, 1927.
Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following resolution:

H. C. R. No. 21, Requesting Texas Congressmen to urge the passage of

Senate bill No. 4746, relating to stabilizing of agricultural products.

Respectfully,
MORRIS C. HANKINS,
Assistant Secretary of the Senate.

COMMITTEE SUBSTITUTE ORDERED PRINTED.

On motion of Mr. Pool, the (committee) substitute for House bill No. 12 was ordered printed instead of the original bill.

RECESS.

On motion of Mr. Jacks, the House at 12 o'clock m. took recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m. and was called to order by the Speaker.

SENATE BILL NO. 160 ON SECOND READING.

The Speaker laid before the House, as unfinished business, on its passage to third reading,

S. B. No. 160, A bill to be entitled "An Act authorizing the county judge to appoint a stenographer and prescribing the duties of such stenographer; providing for his compensation, and declaring an emergency."

The bill having heretofore been read second time, with amendment by Mr. Snelgrove to strike out the enacting clause pending.

Mr. Beck moved that the bill be re-referred to the Committee on State Affairs.

Mr. Snelgrove moved to table the motion.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—59.

Acker.	Hall.
Albritton.	Harman.
Alexander.	Hefley.
Avis.	High.
Barnett.	Holland.
Bass.	Justice.
Black.	Kennedy.
Boggs.	Kincaid.
Boon.	King of
Cornwell.	Throckmorton.
DeBerry.	Kirkland.
Enderby.	Land.
Farrar.	Long.
Faulk.	McKean.
Forbes.	Merritt.

Moursund.
Murphy.
Nabors.
Pavlica.
Pearce.
Pool.
Pope.
Powell.
Renfro
of Angelina.
Rogers of Hays.
Rogers of Shelby.
Satterwhite.
Shirley.
Simmons.
Sinks.
Snelgrove.
Stell.

Swain.
Teer.
Turner.
Van Zandt.
Veatch.
Waddell.
Wallace
of Freestone.
Wallace of Panola.
Wallace of Smith.
Ware.
Williams
of Travis.
Williamson.
Woodall.
Woodruff.
Young.

Nays—48.

Anderson.
Barron.
Bateman.
Beck.
Conway.
Cummings.
Daniel.
Davis.
Dielmann.
Durham.
Eickenroht.
Finlay.
Fly.
Gibson.
Gilbert.
Gray.
Hagaman.
Harding.
Hornaday.
Jacks.
Kayton.
King of Hopkins.
Loftin.
Loy.
Masterson.

McCombs.
McGill.
Minor.
Montgomery.
Morse.
Nicholson.
Porter.
Purl.
Ramsey.
Renfro of Mills.
Rowell.
Sanders.
Shearer.
Sheats.
Smith of Nueces.
Smith of Smith.
Stevenson.
Sutton.
Taylor.
Tillotson.
Walker.
Webb.
Williams
of Sabine.

Absent.

Bird.	Kinnear.
Bonham.	Lipscomb.
Branch.	Parrish of Travis.
Brown.	Poage.
Cox.	Rawlins.
Denman.	Runge.
Duvall.	Shaver.
Fuchs.	Smyth.
Gates.	Storey.
Graves.	Stout.
Holder.	Wassell.
Jones.	Wells.
Kenyon.	Whitaker.

Absent—Excused.

Dunlap.	Kirby.
Foster.	Olsen.
Johnson.	Parish of Runnels.
Kemble.	Petsch.

Reagan. Smith of El Paso.
Smith of Atascosa.

Mr. Veatch moved the previous question on the pending amendment and the main question was ordered.

Question recurring on the amendment by Mr. Snelgrove, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—61.

Acker.	Murphy.
Albritton.	Nabors.
Alexander.	Pavlica.
Avis.	Pearce.
Barnett.	Pope.
Black.	Powell.
Boon.	Renfro
Branch.	of Angelina.
DeBerry.	Rogers of Hays.
Duvall.	Rogers of Shelby.
Enderby.	Satterwhite.
Eickenroht.	Shirley.
Farrar.	Simmons.
Faulk.	Sinks.
Finlay.	Snelgrove.
Forbes.	Stell.
Hagaman.	Swain.
Hall.	Tillotson.
Hefley.	Turner.
High.	Van Zandt.
Holder.	Veatch.
Justice.	Waddell.
Kayton.	Walker.
Kennedy.	Wallace
Kincaid.	of Freestone.
King of	Wallace of Panola.
Throckmorton.	Wallace of Smith.
Kirkland.	Ware.
Land.	Williams
Lipscomb.	of Travis.
Long.	Woodall.
McKean.	Woodruff.
Merriitt.	

Nays—52.

Anderson.	Holland.
Bass.	Hornaday.
Bateman.	Jacks.
Beck.	King of Hopkins.
Boggs.	Loftin.
Bonham.	Loy.
Conway.	Masterson.
Cornwell.	McCombs.
Cummings.	McGill.
Daniel.	Minor.
Davis.	Montgomery.
Dielmann.	Morse.
Durham.	Moursund.
Gibson.	Nicholson.
Gilbert.	Porter.
Gray.	Purl.
Harding.	Ramsey.
Harman.	Rawlins.

Rowell.	Stevenson.
Runge.	Sutton.
Sanders.	Taylor.
Shaver.	Wassell.
Shearer.	Williams
Sheats.	of Sabine.
Smith of Nueces.	Williamson.
Smith of Smith.	Young.
Smyth.	

Absent.

Barron.	Kinnear.
Bird.	Parrish of Travis.
Brown.	Poage.
Cox.	Pool.
Denman.	Renfro of Mills.
Fly.	Storey.
Fuchs.	Stout.
Gates.	Teer.
Graves.	Webb.
Jones.	Wells.
Kenyon.	Whitaker.

Absent—Excused.

Dunlap.	Parish of Runnels.
Foster.	Petsch.
Johnson.	Reagan.
Kemble.	Smith of Atascosa.
Kirby.	Smith of El Paso.
Olsen.	

SENATE BILL NO. 347 ON SECOND READING.

On motion of Mr. Satterwhite, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 347, A bill to be entitled "An Act creating and establishing the Ninety-ninth Judicial District, to be composed of Lubbock county, Texas; fixing the terms and the times of holding the district court in said district; providing for a transfer of some of the cases pending in the Seventy-second Judicial District Court in said county to the court herein created, and requiring the necessary things to be done in connection with said transfer of cases; providing for the district clerk of Lubbock county to act as such clerk for the district court herein created; providing that the district attorney for the Seventy-second Judicial District shall act as the district attorney for said court herein created; providing for a district judge for the court herein created; providing that the sheriff of Lubbock county shall perform duties in connection with said court herein created as provided by general law in connection with district courts; enacting the necessary provisions in reference to process and writs, records and papers, connected with cases transferred under this act;

providing all matters and things incidental to the main purpose of this act, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

SENATE BILL NO. 347 ON THIRD READING.

Mr. Satterwhite moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 347 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—106.

Mr. Speaker.	McCombs.
Acker.	McGill.
Anderson.	Merritt.
Avis.	Minor.
Barnett.	Morse.
Bass.	Moursund.
Bateman.	Murphy.
Beck.	Nabors.
Black.	Nicholson.
Boggs.	Pavlica.
Boon.	Pearce.
Branch.	Poage.
Brown.	Pool.
Conway.	Pope.
Cornwell.	Porter.
Cummings.	Powell.
Daniel.	Purl.
Davis.	Ramsey.
DeBerry.	Rawlins.
Dielmann.	Renfro
Durham.	of Angelina.
Duvall.	Renfro of Mills.
Enderby.	Rogers of Hays.
Farrar.	Rogers of Shelby.
Faulk.	Rowell.
Finlay.	Runge.
Fly.	Sanders.
Forbes.	Satterwhite.
Fuchs.	Shaver.
Gray.	Shearer.
Hall.	Sheats.
Harding.	Shirley.
Harman.	Simmons.
Hefley.	Sinks.
Holder.	Smith of Nueces.
Holland.	Smith of Smith.
Hornaday.	Smyth.
Jacks.	Snelgrove.
Jones.	Stell.
Justice.	Storey.
Kayton.	Sutton.
King of Hopkins.	Swain.
King of	Taylor.
Throckmorton.	Tillotson.
Land.	Turner.
Lipscomb.	Van Zandt.
Long.	Veatch.

Waddell.	Webb.
Wallace	Whitaker.
of Freestone.	Williams
Wallace of Panola.	of Sabine.
Wallace of Smith.	Williamson.
Ware.	Woodruff.
Wassell.	Young.

Nays—8.

Albritton.	Kirkland.
High.	Loy.
Kennedy.	McKean.
Kincaid.	Walker.

Present—Not Voting.

Williams	Woodall.
of Travis.	

Absent.

Alexander.	Hagaman.
Barron.	Kenyon.
Bird.	Kinnear.
Bonham.	Loftin.
Cox.	Masterson.
Denman.	Montgomery.
Eickenroht.	Parrish of Travis.
Gates.	Stevenson.
Gibson.	Stout.
Gilbert.	Teer.
Graves.	Wells.

Absent—Excused.

Dunlap.	Parish of Runnels.
Foster.	Petsch.
Johnson.	Reagan.
Kemble.	Smith of Atascosa.
Kirby.	Smith of El Paso.
Olsen.	

The Speaker then laid Senate bill No. 347 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—105.

Mr. Speaker.	Denman.
Acker.	Dielmann.
Albritton.	Durham.
Anderson.	Duvall.
Avis.	Enderby.
Barnett.	Eickenroht.
Bass.	Farrar.
Bateman.	Finlay.
Beck.	Fly.
Boggs.	Forbes.
Boon.	Fuchs.
Branch.	Gray.
Brown.	Hagaman.
Conway.	Hall.
Cornwell.	Harding.
Cummings.	Harman.
Daniel.	Hefley.
Davis.	Holder.

Holland.	Runge.
Hornaday.	Sanders.
Jacks.	Satterwhite.
Jones.	Shaver.
Justice.	Shearer.
Kayton.	Sheats.
King of Hopkins.	Shirley.
King of Throckmorton.	Simmons.
Land.	Sinks.
Lipscomb.	Smith of Nueces.
Loftin.	Smith of Smith.
Long.	Smyth.
McCombs.	Snelgrove.
McGill.	Stell.
Merritt.	Storey.
Minor.	Sutton.
Morse.	Swain.
Moursund.	Taylor.
Murphy.	Tillotson.
Nabors.	Turner.
Nicholson.	Van Zandt.
Pavlica.	Waddell.
Pearce.	Wallace
Poage.	of Freestone.
Pool.	Wallace of Panola.
Pope.	Wallace of Smith.
Porter.	Ware.
Purl.	Wassell.
Ramsey.	Webb.
Rawlins.	Whitaker.
Renfro	Williams
of Angelina.	of Sabine.
Renfro of Mills.	Williams
Rogers of Hays.	of Travis.
Rogers of Shelby.	Williamson.
Rowell.	Woodruff.
	Young.

Nays—8.

Black.	Loy.
Kennedy.	McKean.
Kincaid.	Powell.
Kirkland.	Walker.

Present—Not Voting.

DeBerry.	Woodall.
High.	

Absent.

Alexander.	Kenyon.
Barron.	Kinnear.
Bird.	Masterson.
Bonham.	Montgomery.
Cox.	Parrish of Travis.
Faulk.	Stevenson.
Gates.	Stout.
Gibson.	Teer.
Gilbert.	Veatch.
Graves.	Wells.

Absent—Excused.

Dunlap.	Kirby.
Foster.	Olsen.
Johnson.	Parish of Runnels.
Kemble.	Petsch.

Reagan.	Smith of El Paso.
Smith of Atascosa.	

RELATING TO CORRECTING CERTAIN BILLS.

On motion of the Speaker, by unanimous consent, the Engrossing Clerk was authorized to make certain corrections in the following bills:

House bills Nos. 93, 97 and 463.

SENATE JOINT RESOLUTION NO. 1
ON SECOND READING.

The Speaker laid before the House, on its second reading,

S. J. R. No. 1, Relating to the term of office of members of boards of education.

The resolution was read second time.

On motion of Mr. Jacks, the resolution was set as special order for 10 o'clock a. m. tomorrow.

SENATE JOINT RESOLUTION NO. 6
ON SECOND READING.

The Speaker laid before the House, on its second reading,

S. J. R. No. 6, Relating to the conservation of timber resources.

The resolution was read second time.

On motion of Mr. McCombs, the resolution was laid on the table subject to call.

BILL ORDERED NOT PRINTED.

On motion of Mr. Brown, Senate bill No. 30 was ordered not printed.

RECALLING SENATE BILL NO. 223
FROM GOVERNOR.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 22, To recall Senate bill No. 223 from Governor.

Resolved by the Senate, the House of Representatives concurring, That Senate bill No. 223 be recalled from the Governor for correction; that the President of the Senate and Speaker of the House be instructed to erase their names from the bill, and that it be laid on the table subject to call.

The resolution was read second time and was adopted.

SENATE BILL NO. 3 ON SECOND
READING.

The Speaker laid before the House, on

its second reading and passage to third reading.

S. B. No. 3, A bill to be entitled "An Act to amend Article 8029 of the Revised Civil Statutes of Texas of 1925, relating to the dissolution of levee improvement districts, by leaving said Article 8029 just as it is, but adding sections thereto, providing for dissolution of levee improvement districts which have failed to function; providing a procedure by which levee improvement districts may voluntarily abolish their corporate existence; providing for the settlement of debts, retirement of bonds, custody of property, and appointment of a trustee to close up the affairs of such districts, and providing ways and means for holding elections to decide whether or not such districts will be dissolved, and declaring an emergency."

The bill was read second time.

Mr. Jacks offered the following amendments to the bill:

(1)

Amend Senate bill No. 3 by striking out all below enacting clause and inserting that portion below enacting clause of the committee substitute bill as printed.

(2)

Amend Senate bill No. 3 by striking out all above enacting clause and inserting in lieu thereof all above the enacting clause in the committee substitute bill as printed.

The amendments were severally adopted.

Senate bill No. 3 was then passed to third reading.

SENATE BILL NO. 3 ON THIRD READING.

Mr. Sinks moved that the constitutional rule requiring bills to be read on three several days be suspended, and that Senate bill No. 3 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—102.

Mr. Speaker.	Branch.
Alexander.	Conway.
Avis.	Cornwell.
Barnett.	Cummings.
Barron.	Davis.
Bass.	DeBerry.
Bateman.	Denman.
Black.	Dielmann.
Boggs.	Durham.
Boon.	Duvall.

Enderby.
Eickenroht.
Farrar.
Fly.
Forbes.
Fuchs.
Gilbert.
Graves.
Gray.
Hagaman.
Hall.
Harding.
Harman.
Hefley.
High.
Holder.
Holland.
Hornaday.
Jacks.
Jones.
King of Hopkins.
King of
Throckmorton.
Kirkland.
Land.
Loftin.
Long.
Loy.
Masterson.
McCombs.
McGill.
Minor.
Morse.
Moursund.
Murphy.
Nabors.
Nicholson.
Pavlica.
Pearce.
Poage.
Pool.
Pope.
Porter.
Purl.

Ramsey.
Renfro
of Angelina.
Renfro of Mills.
Rogers of Shelby.
Rowell.
Runge.
Sanders.
Satterwhite.
Shearer.
Sheats.
Shirley.
Simmons.
Sinks.
Smith of Nueces.
Smith of Smith.
Snelgrove.
Stell.
Stevenson.
Storey.
Stout.
Sutton.
Swain.
Taylor.
Tillotson.
Turner.
Van Zandt.
Veatch.
Waddell.
Wallace
of Freestone.
Wallace of Panola.
Wallace of Smith.
Ware.
Webb.
Wells.
Whitaker.
Williams
of Sabine.
Williams
of Travis.
Woodall.
Woodruff.
Young.

Nays—3.

Albritton.
Kennedy.

Walker.

Absent.

Acker.
Anderson.
Beck.
Bird.
Bonham.
Brown.
Cox.
Daniel.
Faulk.
Finlay.
Gates.
Gibson.
Justice.
Kayton.
Kenyon.

Kincaid.
Kinnear.
Lipscomb.
McKean.
Merritt.
Montgomery.
Parrish of Travis.
Powell.
Rawlins.
Rogers of Hays.
Shaver.
Smyth.
Teer.
Wassell.
Williamson.

Absent—Excused.

Dunlap.	Parish of Runnels.
Foster.	Petsch.
Johnson.	Reagan.
Kemble.	Smith of Atascosa.
Kirby.	Smith of El Paso.
Olsen.	

The Speaker then laid Senate bill No. 3 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—102.

Mr. Speaker.	Minor.
Albritton.	Morse.
Alexander.	Moursund.
Anderson.	Murphy.
Avis.	Nabors.
Barnett.	Nicholson.
Bass.	Pavlica.
Bateman.	Pearce.
Black.	Poage.
Boggs.	Pool.
Boon.	Pope.
Branch.	Porter.
Brown.	Purl.
Conway.	Ramsey.
Cornwell.	Renfro
Cummings.	of Angelina.
Davis.	Renfro of Mills.
Denman.	Rogers of Shelby.
Dielmann.	Rowell.
Durham.	Sanders.
Duvall.	Satterwhite.
Enderby.	Shaver.
Eickenroht.	Shearer.
Fly.	Sheats.
Forbes.	Simmons.
Fuchs.	Sinks.
Gilbert.	Smith of Nueces.
Graves.	Smith of Smith.
Gray.	Snelgrove.
Hagaman.	Stell.
Hall.	Stevenson.
Harding.	Storey.
Harman.	Sutton.
Hefley.	Swain.
High.	Taylor.
Holder.	Tillotson.
Holland.	Turner.
Hornaday.	Van Zandt.
Jacks.	Veatch.
Jones.	Waddell.
Kennedy.	Walker.
Kincaid.	Wallace
King of Hopkins.	of Freestone.
King of	Wallace of Panola.
Throckmorton.	Wallace of Smith.
Kirkland.	Ware.
Land.	Webb.
Long.	Wells.
Loy.	Whitaker.
McCombs.	Williams
McGill.	of Sabine.

Woodall.
Woodruff.

Young.

Present—Not Voting.

Farrar.
Hogg.

Stout.

Absent.

Acker.
Barron.
Beck.
Bird.
Bonham.
Cox.
Daniel.
DeBerry.
Faulk.
Finlay.
Gates.
Gibson.
Justice.
Kayton.
Kenyon.
Kinneer.
Lipscomb.

Loftin.
Masterson.
McKean.
Merritt.
Montgomery.
Parrish of Travis.
Powell.
Rawlins.
Rogers of Hays.
Runge.
Shirley.
Smyth.
Teer.
Wassell.
Williams
of Travis.
Williamson.

Absent—Excused.

Dunlap.
Foster.
Johnson.
Kemble.
Kirby.
Olsen.

Parish of Runnels.
Petsch.
Reagan.
Smith of Atascosa.
Smith of El Paso.

SENATE BILL NO. 66 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 66, A bill to be entitled "An Act to amend Article 2135 of the Revised Civil Statutes of Texas, by exempting from jury service agents and patrolmen engaged in forestry protection work employed by the State Department of Forestry when engaged in the regular and actual discharge of their duties, and declaring an emergency."

The bill was read second time.

Mr. Alexander offered the following amendment to the bill:

Amend Senate bill No. 66 by adding after the word "Engineers," on page 1, the words "and firemen," and amend the caption to conform therewith.

The amendment was adopted.

Senate bill No. 66 was then passed to third reading.

SENATE BILL NO. 66 ON THIRD READING.

Mr. Renfro of Angelina moved that the constitutional rule requiring bills to be read on three several days be sus-

pending and that Senate bill No. 66 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—93.

Mr. Speaker.	Murphy.
Alexander.	Nabors.
Anderson.	Nicholson.
Avis.	Pavlica.
Barnett.	Pearce.
Bass.	Poage.
Bateman.	Pool.
Boggs.	Pope.
Boon.	Porter.
Branch.	Ramsey.
Brown.	Renfro
Conway.	of Angelina.
Cornwell.	Renfro of Mills.
Cummings.	Rogers of Shelby.
Denman.	Sanders.
Dielmann.	Satterwhite.
Durham.	Shaver.
Duvall.	Shearer.
Enderby.	Shirley.
Farrar.	Simmons.
Finlay.	Sinks.
Fly.	Smith of Nueces.
Forbes.	Smith of Smith.
Fuchs.	Smyth.
Gilbert.	Snelgrove.
Graves.	Stell.
Gray.	Stevenson.
Hagaman.	Sutton.
Hall.	Swain.
Harding.	Teer.
Harman.	Tillotson.
Hefley.	Turner.
High.	Van Zandt.
Holder.	Veatch.
Holland.	Waddell.
Hornaday.	Wallace
Jacks.	of Freestone.
Jones.	Wallace of Panola.
Kayton.	Wallace of Smith.
Kincaid.	Ware.
King of Hopkins.	Webb.
Kirkland.	Wells.
Masterson.	Whitaker.
McCombs.	Williams
McGill.	of Sabine.
Merritt.	Williamson.
Minor.	Woodall.
Morse.	Woodruff.
Moursund.	Young.

Nays—13.

Albritton.	McKean.
Black.	Purl.
DeBerry.	Sheats.
Eickenroht.	Storey.
Kennedy.	Stout.
Loftin.	Walker.
Loy.	

Present—Not Voting.

Hogg.	Williams
Powell.	of Travis.

Absent.

Acker.	King of
Barron.	Throckmorton.
Beck.	Land.
Bird.	Lipscomb.
Bonham.	Long.
Cox.	Montgomery.
Daniel.	Parrish of Travis.
Davis.	Rawlins.
Faulk.	Rogers of Hays.
Gates.	Rowell.
Gibson.	Runge.
Justice.	Taylor.
Kenyon.	Wassell.
Kinnear.	

Absent—Excused.

Dunlap.	Parish of Runnels.
Foster.	Petsch.
Johnson.	Reagan.
Kemble.	Smith of Atascosa.
Kirby.	Smith of El Paso.
Olsen.	

The Speaker then laid Senate bill No. 66 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—102.

Mr. Speaker.	Hagaman.
Acker.	Hall.
Albritton.	Harding.
Alexander.	Harman.
Anderson.	Hefley.
Avis.	High.
Barnett.	Holder.
Bass.	Holland.
Bateman.	Hornaday.
Black.	Jacks.
Boggs.	Jones.
Boon.	Kayton.
Branch.	Kennedy.
Brown.	Kincaid.
Conway.	King of Hopkins.
Cornwell.	King of
Denman.	Throckmorton.
Dielmann.	Kirkland.
Durham.	Land.
Duvall.	Lipscomb.
Enderby.	Masterson.
Farrar.	McCombs.
Finlay.	McGill.
Fly.	McKean.
Forbes.	Merritt.
Fuchs.	Morse.
Gilbert.	Moursund.
Graves.	Murphy.
Gray.	Nabors.

Nicholson.	Stell.
Pavlica.	Stevenson.
Pearce.	Sutton.
Poage.	Swain.
Pool.	Taylor.
Pope.	Teer.
Porter.	Turner.
Ramsey.	Van Zandt.
Renfro	Veatch.
of Angelina.	Waddell.
Renfro of Mills.	Wallace
Rogers of Shelby.	of Freestone.
Rowell.	Wallace of Panola.
Sanders.	Wallace of Smith.
Satterwhite.	Ware.
Shaver.	Webb.
Shearer.	Wells.
Shirley.	Whitaker.
Simmons.	Williams
Sinks.	of Sabine.
Smith of Nueces.	Williamson.
Smith of Smith.	Woodruff.
Smyth.	Young.
Snelgrove.	

Nays—10.

DeBerry.	Sheats.
Eickenroht.	Storey.
Loftin.	Stout.
Loy.	Walker.
Purl.	Woodall.

Present—Not Voting.

Hogg.	Williams
Powell.	of Travis.

Absent.

Barron.	Kenyon.
Beck.	Kinnear.
Bird.	Long.
Bonham.	Minor.
Cox.	Montgomery.
Cummings.	Parrish of Travis.
Daniel.	Rawlins.
Davis.	Rogers of Hays.
Faulk.	Runge.
Gates.	Tillotson.
Gibson.	Wassell.
Justice.	

Absent—Excused.

Dunlap.	Parish of Runnels.
Foster.	Petsch.
Johnson.	Reagan.
Kemble.	Smith of Atascosa.
Kirby.	Smith of El Paso.
Olsen.	

SENATE BILL NO. 104 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading.

S. B. No. 104, A bill to be entitled "An Act to amend Chapter 6, of Title

37, Revised Civil Statutes of 1925, by repealing Article 1769 and amending and re-enacting Article 1771, relating to the disposition of cases in the Supreme Court."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 104 ON THIRD READING.

Mr. Rowell moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 104 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—98.

Mr. Speaker.	Minor.
Acker.	Morse.
Alexander.	Moursund.
Anderson.	Murphy.
Barnett.	Nabors.
Bass.	Nicholson.
Bateman.	Pavlica.
Black.	Pearce.
Boggs.	Poage.
Boon.	Pope.
Branch.	Porter.
Brown.	Powell.
Conway.	Purl.
Cornwell.	Ramsey.
Cummings.	Renfro
Denman.	of Angelina.
Durham.	Rogers of Hays.
Duvall.	Rogers of Shelby.
Enderby.	Rowell.
Eickenroht.	Satterwhite.
Finlay.	Shearer.
Fly.	Sheats.
Forbes.	Shirley.
Fuchs.	Simmons.
Gilbert.	Smith of Nueces.
Graves.	Smith of Smith.
Gray.	Smyth.
Hagaman.	Snelgrove.
Harding.	Storey.
Hefley.	Stout.
High.	Swain.
Holder.	Taylor.
Holland.	Teer.
Hornaday.	Tillotson.
Jacks.	Van Zandt.
Kayton.	Veatch.
King of Hopkins.	Waddell.
King of	Walker.
Throckmorton.	Wallace
Kirkland.	of Freestone.
Land.	Wallace of Panola.
Loftin.	Wallace of Smith.
Loy.	Ware.
Masterson.	Webb.
McCombs.	Wells.
McGill.	Whitaker.
McKean.	

Williams
of Sabine.
Williams
of Travis.

Williamson.
Woodall.
Young.

Nays—6.

Albritton.
DeBerry.
Farrar.

Jones.
Kennedy.
Stell.

Present—Not Voting.

Hogg.

Kincaid.

Absent.

Avis.
Barron.
Beck.
Bird.
Bonham.
Cox.
Daniel.
Davis.
Dielmann.
Faulk.
Gates.
Gibson.
Hall.
Harman.
Justice.
Kenyon.
Kinneear.

Lipscomb.
Long.
Merritt.
Montgomery.
Parrish of Travis.
Pool.
Rawlins.
Renfro of Mills.
Runge.
Sanders.
Shaver.
Sinks.
Stevenson.
Sutton.
Turner.
Wassell.
Woodruff.

Absent—Excused.

Dunlap.
Foster.
Johnson.
Kemble.
Kirby.
Olsen.

Parish of Runnels.
Petsch.
Reagan.
Smith of Atascosa.
Smith of El Paso.

The Speaker then laid Senate bill No. 104 before the House on its third reading and final passage.

The bill was read third time and failed to pass by the following vote:

Yeas—48.

Acker.
Anderson.
Barron.
Bass.
Boggs.
Conway.
Enderby.
Gilbert.
Harding.
High.
Hornaday.
King of Hopkins.
King of Throckmorton.
Loftin.
Masterson.
McGill.
McKean.

Morse.
Moursund.
Nicholson.
Pavlica.
Pope.
Porter.
Purl.
Rogers of Shelby.
Rowell.
Sanders.
Satterwhite.
Shearer.
Sheats.
Shirley.
Simmons.
Smith of Nueces.
Smith of Smith.
Smyth.

Stevenson.
Storey.
Stout.
Swain.
Taylor.
Van Zandt.
Veatch.

Waddell.
Wallace
of Freestone.
Wallace of Panola.
Ware.
Whitaker.
Woodall.

Nays—52.

Albritton.
Alexander.
Avis.
Barnett.
Black.
Branch.
Cornwell.
Cummings.
DeBerry.
Denman.
Dielmann.
Durham.
Eickenroht.
Farrar.
Finlay.
Fly.
Forbes.
Fuchs.
Graves.
Gray.
Hagaman.
Hall.
Harman.
Hefley.
Holder.
Holland.
Jacks.
Jones.

Kennedy.
Kincaid.
Land.
Loy.
McCombs.
Merritt.
Murphy.
Nabors.
Pearce.
Poage.
Powell.
Ramsey.
Renfro
of Angelina.
Rogers of Hays.
Sinks.
Snelgrove.
Stell.
Walker.
Webb.
Wells.
Williams
of Sabine.
Williams
of Travis.
Williamson.
Young.

Present—Not Voting.

Bateman.
Boon.
Duvall.
Hogg.

Shaver.
Wallace of Smith.
Woodruff.

Absent.

Beck.
Bird.
Bonham.
Brown.
Cox.
Daniel.
Davis.
Faulk.
Gates.
Gibson.
Justice.
Kayton.
Kenyon.
Kinneear.
Kirkland.

Lipscomb.
Long.
Minor.
Montgomery.
Parrish of Travis.
Pool.
Rawlins.
Renfro of Mills.
Runge.
Sutton.
Teer.
Tillotson.
Turner.
Wassell.

Absent—Excused.

Dunlap.
Foster.
Johnson.
Kemble.

Kirby.
Olsen.
Parish of Runnels.
Petsch.

Reagan. Smith of El Paso.
Smith of Atascosa.

SENATE BILL NO. 107 ON SECOND
READING.

The Speaker laid before the House, on its second reading and passage to third reading.

S. B. No. 107, A bill to be entitled "An Act granting authority for construction and maintenance of salt water hatcheries and propagation farms for fish, oysters and game, or either of same, and for the establishing and maintenance of public hunting grounds on State owned islands in coastal waters of the Gulf of Mexico touching this State; providing for the cost and expense of same, and declaring an emergency."

The bill was read second time.

Mr. Farrar offered the following amendment to the bill:

Amend Senate bill No. 107 by striking out the words "and maintain public hunting grounds" in lines 31 and 32, page 1.

The amendment was adopted.

Mr. Eickenroht moved that the House adjourn until 10 o'clock a. m. tomorrow, and the motion to adjourn was lost.

Mr. Young offered the following amendment to the bill:

Amend Senate bill No. 107, page 1, line 22, by striking out all after the word "same" down to and including the word "grounds" in line 22.

The amendment was adopted.

Mr. Jones offered the following amendment to the bill:

Amend Senate bill No. 107 by omitting the words "and also to establish" in line 31, Section 1.

The amendment was adopted.

Senate bill No. 107 was then passed to third reading.

MUSIC BY BRASS QUARTET OF SAM
HOUSTON NORMAL COLLEGE.

Mr. Shaver offered the following resolution:

Whereas, The Brass Quartet of Sam Houston State Teachers College, Huntsville, Texas, is now before the bar of the House; and

Whereas, The House seldom has the opportunity to listen to such musical talent; and

Whereas, The ragged nerves of those who sojourned in Nuevo Laredo in the glorious celebration of yesterday need the soothing balm of music; therefore, be it

Resolved, That this quartet of talented

musicians be invited to render a few selections at this time.

Signed—Shaver, Pool, Purl, Teer, Turner, Long.

The resolution was read second time and was adopted.

In accordance with the above action, the Speaker announced the appointment of the following committee to escort the musicians to the Speaker's stand:

Messrs. Pool, Purl, Teer, Turner, Long and Barron.

The committee having performed their duty, Speaker Bobbitt presented Mr. Shaver, who introduced the musicians to the House.

(Mr. McGill in the chair.)

BILL RE-REFERRED.

On motion of Mr. Shirley, House bill No. 306 was withdrawn from the Committee on Penitentiaries and referred to the Committee on Highways and Motor Traffic.

RESOLUTIONS SIGNED BY THE
SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled resolutions:

Senate concurrent resolution No. 23, Recalling Senate bill No. 60 from the Governor.

Senate concurrent resolution No. 17, Providing for survey to be made of the State auditing system.

SENATE BILL NO. 117 ON SECOND
READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 117, A bill to be entitled "An Act to amend Section 6, Article 8306, Part 1, of Title 130, Revised Statutes of 1925, by changing the waiting period and date on which compensation shall begin to accrue, and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 117 ON THIRD
READING.

Mr. Dielmann moved that the constitutional rule requiring bills to be read on three several days be suspended, and that Senate bill No. 117 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—88.

Acker.	Pavlica.
Alexander.	Pearce.
Avis.	Pool.
Barnett.	Porter.
Barron.	Powell.
Bass.	Ramsey.
Bateman.	Renfro of Mills.
Beck.	Rogers of Hays.
Cornwell.	Rogers of Shelby.
Cummings.	Runge.
DeBerry.	Sanders.
Denman.	Satterwhite.
Dielmann.	Shaver.
Durham.	Shearer.
Farrar.	Sheats.
Fly.	Shirley.
Forbes.	Simmons.
Fuchs.	Sinks.
Graves.	Smith of Nueces.
Gray.	Smith of Smith.
Hall.	Snelgrove.
Harding.	Stell.
Harman.	Stevenson.
Hefley.	Storey.
High.	Stout.
Holder.	Sutton.
Holland.	Swain.
Hornaday.	Taylor.
Jacks.	Turner.
Justice.	Veatch.
Kayton.	Walker.
King of Hopkins.	Wallace of Panola.
King of	Wallace of Smith.
Throckmorton.	Wassell.
Land.	Webb.
Lipscomb.	Wells.
Long.	Whitaker.
Loy.	Williams
Merritt.	of Sabine.
Minor.	Williams
Morse.	of Travis.
Moursund.	Williamson.
Murphy.	Woodall.
Nabors.	Woodruff.
Nicholson.	Young.
Parrish of Travis.	

Nays—16.

Albritton.	McKean.
Bird.	Poage.
Duvall.	Pope.
Gibson.	Purl.
Gilbert.	Van Zandt.
Jones.	Wallace
Kennedy.	of Freestone.
Kirkland.	Ware.
McCombs.	

Present—Not Voting.

Hogg.	Rawlins.
Kincaid.	Smyth.

Absent.

Anderson.	Gates.
Black.	Hagaman.
Boggs.	Kenyon.
Bonham.	Kinnear.
Boon.	Loftin.
Branch.	Masterson.
Brown.	McGill.
Conway.	Montgomery.
Cox.	Renfro
Daniel.	of Angelina.
Davis.	Rowell.
Enderby.	Teer.
Eickenroht.	Tillotson.
Faulk.	Waddell.
Finlay.	

Absent—Excused.

Dunlap.	Parish of Runnels.
Foster.	Petsch.
Johnson.	Reagan.
Kemble.	Smith of Atascosa.
Kirby.	Smith of El Paso.
Olsen.	

The Speaker then laid Senate bill No. 117 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—92.

Acker.	Jones.
Albritton.	Justice.
Alexander.	Kayton.
Avis.	Kennedy.
Barnett.	Kincaid.
Barron.	King of Hopkins.
Bateman.	King of
Beck.	Throckmorton.
Conway.	Land.
Cornwell.	Lipscomb.
Cummings.	Long.
DeBerry.	Loy.
Denman.	McCombs.
Dielmann.	Merritt.
Durham.	Minor.
Farrar.	Morse.
Finlay.	Moursund.
Fly.	Murphy.
Forbes.	Nabors.
Gibson.	Nicholson.
Graves.	Parrish of Travis.
Gray.	Pavlica.
Hagaman.	Pearce.
Hall.	Poage.
Harding.	Pool.
Harman.	Porter.
Hefley.	Powell.
High.	Ramsey.
Holder.	Renfro of Mills.
Holland.	Rogers of Hays.
Hornaday.	Rogers of Shelby.
Jacks.	Rowell.

Runge.	Turner.
Sanders.	Veatch.
Satterwhite.	Waddell.
Shearer.	Walker.
Sheats.	Wallace of Smith.
Shirley.	Ware.
Simmons.	Wassell.
Sinks.	Webb.
Smith of Nueces.	Wells.
Smith of Smith.	Whitaker.
Snelgrove.	Williams
Stell.	of Sabine.
Storey.	Williams
Stout.	of Travis.
Sutton.	Williamson.
Swain.	Woodall.
Taylor.	Woodruff.

Nays—10.

Bird.	Purl.
Duvall.	Van Zandt.
Gilbert.	Wallace
Kirkland.	of Freestone.
McKean.	Wallace of Panola.
Pope.	

Present—Not Voting.

Hogg.	Smyth.
Rawlins.	

Absent.

Anderson.	Gates.
Bass.	Kenyon.
Black.	Kinnear.
Boggs.	Loftin.
Bonham.	Masterson.
Boon.	McGill.
Branch.	Montgomery.
Brown.	Renfro
Cox.	of Angelina.
Daniel.	Shaver.
Davis.	Stevenson.
Enderby.	Teer.
Eickenroht.	Tillotson.
Faulk.	Young.
Fuchs.	

Absent—Excused.

Dunlap.	Parish of Runnels.
Foster.	Petsch.
Johnson.	Reagan.
Kemble.	Smith of Atascosa.
Kirby.	Smith of El Paso.
Olsen.	

(Speaker in the chair.)

RECESS.

Mr. Jacks moved that the House recess to 10 o'clock a. m. tomorrow.

Mr. Shirley moved that the House recess to 9 o'clock a. m. tomorrow.

The motion of Mr. Jacks prevailed, and the House accordingly, at 5 o'clock p. m., took recess until 10 o'clock a. m. tomorrow.

APPENDIX.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS.

Committee Room,
Austin, Texas, February 19, 1927.
Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 524, A bill to be entitled "An Act repealing Chapter 43 of the Local and Special Laws of the First Called Session of the Thirty-ninth Legislature, creating the Rosebud Independent School District in Falls county,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,
Austin, Texas, February 21, 1927.
Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 500, A bill to be entitled "An Act to repeal Article 348, Revised Civil Statutes of Texas, 1925, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,
Austin, Texas, February 21, 1927.
Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 455, A bill to be entitled "An Act to amend subdivision 11, of Article 199, Title 8, of the Revised Civil Statutes of the State of Texas of 1925, providing for the election of special judges in case of absence, sickness or inability of any of the regular judges to act and preside in the civil district courts of Harris county, Texas, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,
Austin, Texas, February 19, 1927.
Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 291, A bill to be entitled "An Act amending Articles 3334 and

3336 of the Revised Civil Statutes of 1925, relating to the manner of service of citation on application for the probate of wills, and inserting Article 3334a, validating the service of citation and the probating of wills, in so far as notice is concerned, where citation has been made by publication, as provided for by Article 28, without posting notices, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 513, A bill to be entitled "An Act to amend Article 455, Revised Civil Statutes of Texas, and eliminating therefrom the provision that stockholders who are depositors of insolvent banks shall be protected for only that portion of their deposits over and above their liability as stockholders; and providing for the venue of suits to enforce stockholders' liability, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 512, A bill to be entitled "An Act requiring all State banks to charge off annually for depreciation a percentage of cost for furniture and fixtures, and regulating the carrying of bank buildings as an asset, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 511, A bill to be entitled "An Act to amend Article 373, Revised Civil Statutes of Texas, adopted at the Regular Session of the Thirty-ninth Legislature, eliminating therefrom the words 'and a receiver or other agency

appointed for the liquidation of its affairs and the payment of its debts,' and substituting therefor the following: 'and taken over by the Banking Commissioner of Texas for the purpose of liquidation, as provided by law,' and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 510, A bill to be entitled "An Act making it a felony for any director, officer, or employee of a State bank or bank and trust company to enter into any contract with a bucket shop, as defined in Article 659 of the Penal Code of Texas, or to place any order with a bucket shop, as thus defined, for a margin contract or any contract denounced by Article 658 and by Article 661 of the Penal Code of Texas; fixing a penalty, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 509, A bill to be entitled "An Act making it a felony for any stockholder, officer, director, employee or agent of any bank, incorporated and operating under the laws of this State, to abstract, remove, destroy, or secrete any papers, books or records of any such bank, or from the custody of the Banking Commissioner; providing a penalty; prescribing the procedure for the indictment and trial of principal offenders, accomplices, and accessories; repealing all laws in conflict, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 508, A bill to be entitled

"An Act to require all State banks, savings banks, and bank and trust companies to adopt by-laws and to file certified copies of such by-laws with the Banking Commissioner; providing a penalty, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 506, A bill to be entitled "An Act amending Article 497, Revised Civil Statutes of Texas, 1925, and empowering the Banking Commissioner to require from State banks any statement concerning the affairs of such corporations as he may deem necessary; providing a penalty; fixing the venue of suits, and the disposition of penalties collected, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 504, A bill to be entitled "An Act amending Article 517, Revised Civil Statutes of Texas, 1925, and providing that no attorney's fee shall be collectible on notes or other evidence of debt issued by a State bank in the hands of the Commissioner for liquidation, where such notes or other evidence of debt are placed with an attorney for collection within thirty days after closing of such bank, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 501, A bill to be entitled "An Act requiring the Banking Commissioner of Texas to file a final report of all liquidations; providing that upon approval of such final report the charter of each such bank shall be forfeited; and further providing for the filing of

certificates of such forfeiture, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 546, A bill to be entitled "An Act providing for and regulating the amendment of charters of State banks and State bank and trust companies, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 545, A bill to be entitled "An Act amending Article 506, Revised Civil Statutes, 1925, and requiring State banks and State bank and trust companies to increase their capital stock when there shall be an undue excess of deposits over capital stock and surplus, and giving the Banking Commissioner authority to require an additional increase of capital stock of such corporations when necessary for the protection of depositors; prescribing the ratio of deposits to capital stock and surplus; requiring annual reports of total average daily deposits and from the time thereof; making directors personally liable to depositors in event of failure to comply with the provisions of this act, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 536, A bill to be entitled "An Act to relieve the Banking Commissioner of Texas and the State Banking Board from giving cost bonds in trial courts, and cost bonds and supersedeas bonds on appeal; repealing all laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 535, A bill to be entitled "An Act allowing the recovery of attorney's fee and interest on stockholders' assessments in suits against stockholders of State banks to enforce their personal liability, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 533, A bill to be entitled "An Act prohibiting any person from being president and cashier, at the same time, in any bank, organized and operating under the laws of this State,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 532, A bill to be entitled "An Act prohibiting the sale by any officer, director or employe of a State bank, any note, security or property to such bank without the written consent of the board of directors,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 531, A bill to be entitled "An Act prescribing the rate of interest that State banks, directors and officers thereof, may pay upon deposits made with such corporations,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 487, A bill to be entitled "An Act amending Article 351, Revised Civil Statutes of Texas, 1925, changing and increasing the compensation of Field Examiners for State banks and banking corporations, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 403, A bill to be entitled "An Act providing for the classification of elementary and high schools by the county board of trustees; providing for free tuition for certain high school students; repealing Article 2678, Revised Statutes, 1925, and all other laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 109, A bill to be entitled "An Act relative to registration fees of motor vehicles and motorcycles; amending Article 6678, Revised Civil Statutes of 1925, so as to eliminate registration fees of passenger motor vehicles based on horse power; amending Article 6679, Revised Civil Statutes of 1925, so as to eliminate registration fees on motor vehicles designed or used for transportation of property based upon horse power; providing for a registration fee based on weight to be paid by owners of passenger motor vehicles operating in addition to other registration fees for hire; naming a minimum registration fee for passenger motor vehicles,

and providing a penalty for failure to pay the same; amending Article 6691, so as to provide that hereafter all of such registration fees shall go to the county and shall be deposited by the tax collector to the credit and for the use of the County Road and Bridge Fund, and that none of said fees shall be paid into the State Highway Fund; repealing Article 820 of the Penal Code; providing that if any section is declared unconstitutional, it shall not invalidate any remaining part of this act; fixing the compensation of the tax collectors, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 215, A bill to be entitled "An Act to amend Article 6143, Title 106, providing that the State Board of Control and State Parks Board shall give due consideration to the pecan tree when beautifying State parks or other public property belonging to the State, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. J. R. No. 5, Proposing an amendment to the Constitution, so as to make taxable University lands in the county where located,

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 352, A bill to be entitled "An Act making an emergency and supplemental appropriation out of the general revenues of this State for the maintenance and repair of the Governor's Mansion and grounds, including repairs,

improvements, labor and replacement, and for purchasing new furniture and furnishings, for the balance of the fiscal year ending August 31, 1927, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 96, A bill to be entitled "An Act to amend Article 1728, Revised Civil Statutes of 1925, regulating the jurisdiction of the Supreme Court, by striking out Subdivision 6 of said article, and designating cases in which the Supreme Court is given jurisdiction to grant writs of error,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 63, A bill to be entitled "An Act amending Article 1087 of the Code of Criminal Procedure of the State of Texas, relating to the arrest and custody of a delinquent child or children, so as to provide for the detention of such a child or children in counties having a population of fifty thousand or more, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 19, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 294, A bill to be entitled "An Act validating the appointment of guardians when citation was published, as provided in Chapter 179, Acts, Regular Session, 1917, being now Article 28 of the Revised Civil Statutes of Texas, 1925, and where such citation was not published as provided in Article 4115 of the Revised Civil Statutes of Texas, 1925, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 8, A bill to be entitled "An Act to amend Article 2757, Revised Statutes of 1925, relating to formation of independent school districts, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 19, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 103, A bill to be entitled "An Act placing a closed season of five years on Mexican blue quail, partridge, quail, bobwhite, and wild pheasant in certain counties; providing a penalty for the violation of same; repealing all laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 19, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 18, A bill to be entitled "An Act to define, regulate and license real estate brokers, real estate agents and real estate salesmen within the State of Texas; to create a State Board of Examiners to operate in conjunction with the office of the Commissioner of the General Land Office, and providing for the appointment of such examiners and fixing their qualifications, compensation and tenure of office; and providing certain qualifications of real estate brokers, real estate agents and salesmen before receiving license; and providing for certain license fees to be paid by each applicant for real estate license; and also providing for the giving of a bond for the protection of the public from fraud and misrepresentation by such real estate broker, sales-

man or agent; and providing for the revoking of license by the State Board of Examiners and stating the grounds for such action; and providing for notice and the right of review by an applicant to whom a license is refused or whose license is revoked; and to provide a penalty for violation of the provisions hereof; repealing all laws in conflict herewith; and providing that the invalidation by the courts of any section or provision of this act shall not invalidate any other provision hereof, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 19, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 72, A bill to be entitled "An Act to amend Chapter 5, Acts of the Third Called Session of the Thirty-eighth Legislature, Article 7065, Revised Civil Statutes of 1925, by providing for an occupation tax upon wholesale dealers in gasoline equal to three cents per gallon on all such gasoline so sold by any such dealer; repealing all laws in conflict with said amendment, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 19, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 51, A bill to be entitled "An Act to amend Section 1, of Article 7047, Title 122, Chapter 1, Revised Civil Statutes of Texas, 1925, relating to occupation taxes on itinerant merchants, by substituting therefor Section 1, Section 1a, Section 1b and Section 1c, imposing an occupation tax on persons beginning or desiring to begin a transient retail business for the sale of goods, wares or merchandise; fixing penalty; making certain exemptions; repealing all laws in conflict, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,
Austin, Texas, February 18, 1927.
Hon. Robert Lee Bobbitt, Speaker of
the House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 13, A bill to be entitled
"An Act amending Article 47 of the
Penal Code of the State of Texas of
1925, so as to properly define the word
'offense,' the word 'felony' and the
word 'misdemeanor,' prescribing what is
and is not a capital felony, and declar-
ing an emergency,"

Have carefully compared same and
find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,
Austin, Texas, February 19, 1927.
Hon. Robert Lee Bobbitt, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 7, A bill to be entitled:
"An Act prohibiting the sale, offer for
sale and exposing for sale, within this
State, for human consumption, and the
transportation and delivery to any com-
mon carrier for transport within this
State, of diseased, immature, unripe,
over-ripe or frost damaged oranges,
lemons, grapefruit or other citrus
fruits; or any oranges, the juice of
which shall contain more than one and
three-tenths per centum, by weight, of
crystallized citric acid; or any grape-
fruit, the juice of which shall contain
more than one and three-fourths per
centum, by weight, of crystallized citric
acid; or any misbranded citrus fruit;
defining the offense of misbranding cit-
rus fruit; prescribing the powers of the
Commissioner of Agriculture with re-
gard to the provisions of this act; mak-
ing his official certificate admissible in
evidence in proof of certain facts; and
fixing a penalty for violation of the
provisions of this act, and declaring an
emergency,"

Have carefully compared same and
find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,
Austin, Texas, February 19, 1927.
Hon. Robert Lee Bobbitt, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. J. R. No. 25, To amend Article 8
of the Constitution by adding thereto
Section 1a, providing that the sources

of income derived from taxation may be
divided, in whole or in part, so that
there may be a different source of taxa-
tion for the maintenance of the State
government and the maintenance and ex-
penses of the political divisions of the
State; also that there may be different
rates of taxation and different classes
of property; also that the State may
make provision for the payment of in-
terest and sinking fund charges on bonds
where taxes have been remitted to pay
such charges and where such remission
of taxes may become insufficient to meet
such charges,

Have carefully compared same and
find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,
Austin, Texas, February 19, 1927.
Hon. Robert Lee Bobbitt, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 14, A bill to be entitled
"An Act to amend Articles 1256, 1257
and 1264, Title 15, of the Revised Penal
Code of the State of Texas, as adopted by
the Thirty-ninth Legislature in 1925,
which relate to the offense of murder,
by eliminating therefrom all matters
relating to the offense of manslaughter
and changing the penalty for murder to
cover the period of time formerly cov-
ered by statutes relating to manslaughter,
and adding thereto additional articles
making admissible on trial for murder
certain evidence that was formerly ad-
missible under statutes relating to man-
slaughter,"

Have carefully compared same and
find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,
Austin, Texas, February 21, 1927.
Hon. Robert Lee Bobbitt, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 514, A bill to be entitled
"An Act amending Article 544 of the
Penal Code of the State of Texas of
1925, reducing the minimum penalty for
embezzling or misapplying the funds of
any State bank or bank and trust com-
pany incorporated under the laws of
Texas from five to two years, and de-
claring an emergency,"

Have carefully compared same and
find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,
Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 505, A bill to be entitled "An Act prohibiting the Banking Commissioner and his employes from purchasing, directly or indirectly, any asset belonging to a State bank in the hands of the Commissioner for liquidation; providing penalty, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,
Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 507, A bill to be entitled "An Act repealing Article 372, Revised Civil Statutes of Texas, 1925, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,
Austin, Texas, February 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. J. R. No. 26, Proposing an amendment to the Constitution of the State of Texas making available for the public highways all gasoline occupation taxes and making available for the public free schools all occupation taxes based on production of oil or petroleum,

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

REPORTS OF THE COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, February 23, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 27, Inviting Dr. Charles W. Hackett to address a joint meeting of the House and Senate,

Have carefully compared same and find it correctly enrolled.

MORSE, Chairman.

Committee Room,
Austin, Texas, February 23, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 21, Endorsing Senate bill No. 4746 in Congress,

Have carefully compared same and find it correctly enrolled.

MORSE, Chairman.

TWENTY-EIGHTH DAY.

(Continued.)

(Thursday, February 24, 1927.)

The House met at 10 o'clock a. m. and was called to order by Speaker Bobbitt.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees as follows:

By Mr. Gates:

H. B. No. 593, A bill to be entitled "An Act to levy and collect annually a three dollar road tax against all able-bodied male citizens of Wilson county, who are between the ages of twenty-one and forty-five years; providing the manner of assessment and collection of said tax and further providing for a penalty for failure or refusal to pay such tax; repealing all laws in conflict therewith, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. King of Hopkins:

H. B. No. 594, A bill to be entitled "An Act to amend Chapter Four, Title 9, of the Penal Code of Texas, so as to make it a felony for any person to carry on or about a person a pistol, and to fix the punishment in the State penitentiary, repealing all laws or parts of laws in conflict therewith, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Bonham:

H. B. No. 595, A bill to be entitled "An Act to amend division 2 of Article 3934 of the Revised Civil Statutes of the State of Texas, 1925, by increasing the ex-officio salaries that may be allowed to sheriffs from one thousand dol-